

HOUSE BILL No. 1939

DIGEST OF INTRODUCED BILL

Citations Affected: IC 5-10-8.5.

Synopsis: Use of sick days for insurance premiums. Entitles an employee of a state agency (other than an employee of a state educational institution, a state elected official's office, or the legislative and judicial branches of state government) who is not eligible for Medicare coverage to convert unused sick days that accrued before retirement for the payment of state sponsored health insurance coverage for the employee or the employee's spouse. Provides that if an employee retires after June 30, 1999, and before the state personnel department adopts rules to allow the conversion of sick days, the employee is entitled to compensation for all unused sick days accrued before retirement.

Effective: July 1, 1999.

Smith V

January 26, 1999, read first time and referred to Committee on Ways and Means.



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Introduced

First Regular Session 111th General Assembly (1999)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 1998 General Assembly.

HOUSE BILL No. 1939

A BILL FOR AN ACT to amend the Indiana Code concerning state and local administration.

Be it enacted by the General Assembly of the State of Indiana:

1 SECTION 1. IC 5-10-8.5 IS ADDED TO THE INDIANA CODE
2 AS A **NEW** CHAPTER TO READ AS FOLLOWS [EFFECTIVE
3 JULY 1, 1999]:

4 **Chapter 8.5. Supplemental Health Insurance Coverage**

5 **Sec. 1. This chapter applies to an employee of a state agency**
6 **who is:**

7 (1) **eligible for pension or disability benefits after June 30,**
8 **1999; and**

9 (2) **not eligible for Medicare coverage as prescribed by 42**
10 **U.S.C. 1395 et seq.**

11 **Sec. 2. As used in this chapter, "state agency" means an**
12 **authority, board, branch, commission, committee, department,**
13 **division, or other instrumentality of state government, but does not**
14 **include:**

15 (1) **a state educational institution as defined in IC 20-12-0.5-1;**

16 (2) **a state elected official's office; and**

17 (3) **the legislative and judicial branches of state government.**

1999

IN 1939—LS 7138/DI 87+



1 **Sec. 3. An employee is entitled to convert accrued and unused**
 2 **sick days to pay insurance premiums for continuation of coverage**
 3 **under a state sponsored health insurance program for the**
 4 **employee or the employee's spouse.**

5 **Sec. 4. The state personnel department shall adopt rules under**
 6 **IC 4-22-2 to implement this chapter.**

7 **Sec. 5. Within ninety (90) days after an employee's retirement**
 8 **date, an employee who wishes to convert accrued and unused sick**
 9 **days under section 3 of this chapter must file a written request for**
 10 **insurance coverage and request to convert under the rules adopted**
 11 **under this chapter.**

12 **SECTION 2. [EFFECTIVE JULY 1, 1999] (a) As used in this**
 13 **SECTION, "employee" means an employee of a state agency who:**

14 **(1) is eligible for retirement or disability benefits after June**
 15 **30, 1999; and**

16 **(2) is not eligible for Medicare coverage as prescribed by 42**
 17 **U.S.C. 1395 et seq.**

18 **(b) As used in this SECTION, "state agency" means an**
 19 **authority, board, branch, commission, committee, department,**
 20 **division, or other instrumentality of state government, but does not**
 21 **include:**

22 **(1) a state educational institution as defined in IC 20-12-0.5-1;**

23 **(2) a state elected official's office; and**

24 **(3) the legislative and judicial branches of state government.**

25 **(c) The state personnel department shall adopt rules under**
 26 **IC 4-22-2 before July 1, 2000, to implement IC 5-10-8.5, as added**
 27 **by this act.**

28 **(d) Notwithstanding IC 5-10-8.5, as added by this act, an**
 29 **employee who retires:**

30 **(1) after June 30, 1999; and**

31 **(2) before the state personnel department adopts rules to**
 32 **implement IC 5-10-8.5, as added by this act;**

33 **is entitled to be paid for all unused sick days the employee accrued**
 34 **before retirement. The sick days shall be paid at the rate the**
 35 **employee was paid on the date the employee retired.**

36 **(e) An employee who is paid for accrued and unused sick days**
 37 **under subsection (d) is not entitled to convert accrued and unused**
 38 **sick days to pay for health insurance premiums under IC 5-10-8.5,**
 39 **as added by this act.**

40 **(f) This SECTION expires July 1, 2001.**

